



ITW

PATENT
Atty. Docket No. PP020030.0003

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to: Mail Stop AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December 21, 2005.

By: May L. Swanson

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: VENKATAKRISHNA SHYAMALA
Application No. 10/729,421
Filing Date: December 5, 2003
Confirmation No.: 8395
Group Art Unit: 1648
Examiner: M. Franco Salvoza
Title: IDENTIFICATION OF OLIGONUCLEOTIDES FOR THE
CAPTURE, DETECTION AND QUANTITATION OF
WEST NILE VIRUS

**INFORMATION DISCLOSURE STATEMENT
TRANSMITTAL**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Enclosed is an Information Disclosure Statement By Applicant and accompanying PTO/SB08B (formerly Form PTO-1449) for the above-identified patent application.


- ☒ [X] In accordance with 37 C.F.R. §1.97(b), no additional fee for submission of the IDS is required.
- ☐ [] In accordance with 37 C.F.R. §1.97(c), also enclosed is:
 - ☐ [] the fee of \$180.00 as set forth in 37 C.F.R. 1.17(p); or
 - ☐ [] a statement as specified in 37 C.F.R. §1.97(e).

- ☐ In accordance with 37 C.F.R. §1.97(d), a statement as specified in 37 C.F.R. §1.97 (e) and the fee of \$180.00 as set forth in 37 C.F.R. §1.17(p) are also enclosed.
- ☐ Check No. _____ in the amount of \$_____ for total fee is attached.
- ☒ Communication to Accompany Information Disclosure Statement, including copy of letter from Andrew Chin and CD-ROM.
- ☒ A return receipt postcard is also enclosed.
- ☐ Please charge \$_____ to Deposit Account No. 03-1664 for the total fee. This paper is being submitted in duplicate.

The Commissioner for Patents is hereby authorized to charge any additional fees (or credit any overpayment) associated with this communication and which may be required under 37 CFR 1.16 and 1.17 to Deposit Account No. 03-1664.

Respectfully submitted,

By:


Marcella Lillis
Reg. No. 36,583

Date: December 20, 2005

CHIRON CORPORATION
Intellectual Property Dept.
4560 Horton Street
Emeryville, CA 94608-2916
Telephone: (510) 923-8406
Facsimile: (510) 655-3542



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**COMMUNICATION TO ACCOMPANY
INFORMATION DISCLOSURE STATEMENT**

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. § 1.97, Applicant brings to the attention of the Examiner the following information:

"On the Preparation and Utilization of Isolated and Purified Oligonucleotides" by Andrew Chin, Esq.

This information is listed on the attached PTO Form SB/08B, formerly known as PTO Form 1449, submitted herewith. Included

with this submission are a letter and CD-ROM sent to Applicant's attorney by Andrew Chin, Esq. A copy of Mr. Chin's letter is enclosed for the purposes of full disclosure but nothing stated by Mr. Chin should be taken to be a position of Applicant in any respect. Applicant notes that the largest file on the CD-ROM has not been viewed by the Applicant because, as anticipated by Mr. Chin, due to the size of the file, Applicant is unable to view or print the file.


Inclusion of the information submitted herewith should not be construed as an admission that the information cited is, or is considered to be, material to patentability or that the information constitutes prior art. Further, Applicant has not conducted a review to establish if or when the information cited herein was made publicly available. Applicant understands the Examiner will make an independent evaluation of the cited information. This information is submitted only out of an abundance of caution.

In accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.

The Commissioner for Patents is hereby authorized to charge any additional fees (or credit any overpayment) associated with this communication and which may be required under 37 CFR 1.16 and 1.17 to Deposit Account No. 03-1664.

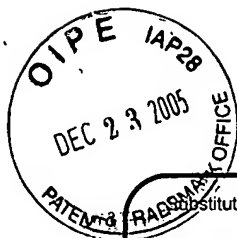
Respectfully submitted,

By:


Marcella Lillis
Reg. No. 36,583

Date: December 20, 2005

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PTO/SB/08B(07-05)

Approved for use through 07/31/2006. OMB 0651-0031

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Substitute for form 1449B/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 1

Complete if Known

Application Number	10/729,421
Filing Date	12-05-2003
First Named Inventor	Venkatakrishna Shyamala
Art Unit	1642
Examiner Name	M. Franco Salvoza
Attorney Docket Number	PP020030.0003

NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	CA	CHIN, Andrew, CD-ROM document, entitled "On the Preparation and Utilization of Isolated and Purified Oligonucleotides," including copy of letter, dated February 17, 2005 from Andrew Chin	

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.